



Town Council Meeting
September 29, 2016



A quorum being duly present, Council President Jessica Rapp Grasseti called the September 29, 2016, Town Council meeting to order at 7:00 p.m. in the Hearing Room of Town Hall, 367 Main St., Hyannis, MA.

An announcement was made by President Rapp Grasseti regarding the meeting being televised live and questioning if anyone was actively taping the session to please make their presence known. This session is recorded and broadcast on Channel 18.

PRESENT: Frederick Chirigotis, James Crocker, Jr., William Crocker, Jr., Jennifer Cullum, Sara Cushing (7:04 p.m.), Debra Dagwan, John Flores, Jessica Rapp Grasseti, Paul Hebert, John Norman, Eric Steinhilber, Philip Wallace.
Absent: James Tinsley, Jr.

The Pledge of Allegiance was led by President Jessica Rap Grasseti, followed by a moment of silence to remember Joe Daluz. Councilor Dagwan mentioned his many accomplishments: member of the Barnstable Housing Authority, a trustee of the Cape Cod Community College and the Cape Cod Hospital and he was the president of the Cape Cod NAACP. She added he was “the real deal” and a wonderful friend.

PUBLIC COMMENT:

John Julius mentioned his sympathies for the Daluz family. He questioned the open meeting requirements of the Charter Review Committee. He felt the committee was deciding issues that only the residents should be deciding.

Dorothy Hughes said the charter is the governing body. She felt the Council was no longer pursuing the interests of the committee and she asked for clarification.

Deb Krau, President of the Greater Hyannis Civic Center thanked Town Council, the Town Administration and the Town employees for all their efforts to make the Hyannis Open Streets a successful event. She said that approximately 7,000 people turned out for the event. She said that the Greater Hyannis Civic Center was thrilled with the event and mentioned possibly more open street events.

Close Public Comment

COUNCIL RESPONSE TO PUBLIC COMMENT:

Ruth Weil, Town Attorney was asked to explain the Charter Review process. She explained the ratification of the special legislation/amendments to the Charter would be by the regular residential voters at the next Town election in 2017. She asserted all special legislation/amendments would go to the public for a vote. She noted she would prepare the special legislation.

Councilor Hebert said all meetings of the Charter Review Committee are open to the public and have public comment.

Councilor Chirigotis disclosed no special legislature/amendments have come before Council.

Councilor Cullum added all meetings are posted.

Councilor Hebert felt the Open Street was successful and received positive comments from the attendees.

Councilor Crocker (W) said he took his role as part of the charter review sub-committee very serious.

Councilor Dagwan mentioned the Barnstable County - Mid-Cape public forum on Saturday October 1, 2016 at the Zion Union Heritage Museum. It is to discuss issues on the cape.

TOWN MANAGER COMMUNICATIONS:

Mark Ells, Town Manager gave a summary of the items in his memo: (Exhibit A) Budget Calendar Fiscal Year 2018;

School Department issuing bids for transportation

Comprehensive Water Management Plan

Dan Santos, Director of Public Works, highlighted his PowerPoint Presentation. He discussed the completion of the 208 process, bookend reports and the watershed reports. He felt the completion of a hybrid plan/comprehensive water plant is the answer.

Department of Public Works – PFOS challenge

What is the ongoing work? (Storm water projects, Three Bays and nitro removal)

Mill Pond

Request for Proposal for the Armory

Draft Request for Proposal for the Marstons Mills Elementary School

Plastic Ban commencing Monday, October 3, 2016

Councilor Comments and Questions:

Councilor Cushing thanked the airport for hosting the Young Professionals meeting.

Councilor Flores said the antique motorcycle event was well attended. He reiterated the Barnstable West Barnstable playground fund raiser was the October 21st dinner train ride,

President Rapp Grassetti thanked Council for the Saturday Strategic Budget Planning session.

ACT ON MINUTES: Upon a motion duly made and seconded it was voted to approve the minutes of the September 15, 2016 meeting.

VOTE: PASSES UNANIMOUS

COMMUNICATIONS – from elected officials, boards, committees, staff, commission reports, correspondence and announcements:

- **Presentation by Cape Light Compact, Grid Modernization, Maggie Downey, Administrator, Austin Brandt, Power Supply Planner, David Anthony, Governing Board and Executive Committee member (Exhibit B)**

David Antony discussed ten years in the office. He added the compact represented 160 customers.

Maggie Downey helped explain Eversource's Grid Modernization plan. Austin Brandt commented on the goals of the grid modernization; reducing efforts of outages; optimizing demand; integrating distributed energy resources; workforce and asset management.

Councilor Comments and Questions:

What about solar power folks? (They are not paying for the use of the grid) How about saving costs and power outages- how are they improving? (Yes Eversource is improving reliability) What will be the cost of these changes to the customers – bill impacts? (We do not have that information)

- **Presentation on the Town of Barnstable's Housing Production Plan, Ardin Cadrin, Special Projects Coordinator, Growth Management Department**

Ardin Cadrin discussed the draft goals and strategies of the housing production plan. She mentioned the state's method of measure for affordable housing in Barnstable. She noted the statistics regarding 43 percent of household income going out to pay for housing costs - Barnstable work force is priced out. She spoke about the planning process and the local initiatives.

Councilor Comments and Questions:

Are the revitalization funds available? (CBCD funds \$275,000) We need to be proactive (we are putting comprehensive plan together). Is there zoning amendments to encourage housing (Yes strategic planning had zoning as a prioritization).

2017-011 APPOINTMENTS TO A BOARD/COMMITTEE/COMMISSION
INTRO: 09/15/16, 09/29/16

Upon a motion duly made and seconded it was

RESOLVED: That the Town Council appoint the following individuals to a multiple-member board/committee/commission: **ELDERLY & DISABLED TAXATION AID COMMITTEE:** Tracey Todd, 77 Highland Avenue, Cotuit, as a regular member to a term expiring 06/30/19; **HUMAN SERVICES COMMITTEE:** Meaghan Mort, 23 Hamblin's Hayway, Marstons Mills, as a regular member to a term expiring 06/30/19; **SANDY NECK BOARD:** Wendy Paquette, 81 Maple Street, Hyannis as a regular member to a term expiring 06/30/18; William Monroe, 1379 Bumps River Road, Centerville, as a regular member to a term expiring 06/30/19; **YOUTH COMMISSION:** Michael Booth, c/o Hyannis Youth Community Center, 141 Bassett Ln, Hyannis, as a regular member to a term expiring 06/30/17.

VOTE: PASSES UNANIMOUS

2017-012 REAPPOINTMENTS TO A BOARD/COMMITTEE/COMMISSION
INTRO: 09/15/16, 09/29/16

Upon a motion duly made and seconded it was

RESOLVED: That the Town Council reappoint the following individuals to a multiple-member board/committee/commission: **BOARD OF ASSESSORS:** Andrew Machado as a regular member to a term expiring 6/30/19; **COMMUNITY PRESERVATION COMMITTEE:** Richard Sawyer as the Recreation Commission representative member to a term expiring 6/30/19; Laura Shufelt as a regular member to a term expiring 6/30/19; Marilyn Fifield as a regular member to a term expiring 6/30/19; **COMPREHENSIVE FINANCIAL ADVISORY COMMITTEE:** Cynthia Crossman as a regular member to a term expiring 6/30/19; **DISABILITY COMMISSION:** Paula Breagy as a regular member to a term expiring 6/30/19; **ECONOMIC DEVELOPMENT COMMISSION:** Thomas Geiler as a regular member to a term expiring 6/30/19; Alan Eric Feltham as a regular member to a term expiring 6/30/19; Henry Farnham as a regular member to a term expiring 6/30/19; **ELDERLY & DISABLED TAXATION COMMITTEE:** William Murdoch as a regular member to a term expiring 6/30/19; **HYANNIS MAIN STREET WATERFRONT HISTORIC DISTRICT COMMITTEE:** Marina Atsalis as a regular member to a term expiring 6/30/19; **JOHN FITZGERALD KENNEDY MEMORIAL TRUST FUND COMMITTEE:** Hugh Findlay as a regular member to a term expiring 6/30/19; **RENEWABLE ENERGY COMMISSION:** Alison Alessi as a regular member to a term expiring 6/30/19; Stephen Thomas as a regular member to a term expiring 6/30/19; **TRUST FUND ADVISORY COMMITTEE:** Jonathan Gilmore as a regular member to a term expiring 6/30/19; Christopher Ward as a regular member to a term expiring 6/30/19; Gregory Plunkett as a regular member to a term expiring 6/30/19; William Murdoch as a regular member to a term expiring 6/30/19.

VOTE: PASSES UNANIMOUS

2017-015 AMENDING GENERAL ORDINANCE CH. 220, TOWN COUNCIL, ARTICLE I, MEETINGS INTRO: 09/15/16, 09/29/16

Ruth Weil gave rationale. She explained the amendment process.

Upon a motion duly made and seconded it was

ORDERED, that the General Ordinance, Chapter 220, Town Council, Article I, Meetings, is hereby amended by striking out the existing §§220-1 through 220-3 and substituting in their place the following:

§220-1. Regular meetings.

Regular meetings of the Barnstable Town Council shall be held on two Thursdays per month, except during July and August, when regular meetings shall be held on one Thursday per month. The dates of regular meetings shall be approved by a majority vote of the Town Council in December of each year for the following calendar year. No regular meeting shall be scheduled on a solemn or legal holiday.

§220-2. Special meetings.

Special meetings of the Town Council may be held on the call of the President of the Town Council, or on the call of any four or more members, by written notice. Said notice shall include agenda items and pertinent documents pertaining to those items which will be delivered to the Town Clerk and to each councilor at least forty-eight hours in advance of the time set. No special meeting shall be scheduled on a solemn or legal holiday.

§220-3. Cancellation and rescheduling of meetings.

(a) If the President of the Council determines that an exigent circumstance exists which makes it either infeasible or impracticable to hold a scheduled meeting, the President may cancel said meeting. Notice of the cancelled meeting shall be posted at the Town Hall meeting room and on the Town's website unless the exigent circumstances prevent such posting.

(b) If for any reason, a meeting is canceled, the President may reschedule a special meeting to replace the canceled meeting. If the canceled meeting was the only regular meeting scheduled for that month, then the rescheduled meeting shall be a regular meeting.

VOTE: ROLL CALL – 12 YES

2017-016 AMENDMENT TO THE ADMINISTRATIVE CODE BY THE ADDITION OF SECTION 241-45.4 BICYCLE AND PEDESTRIAN ADVISORY COMMITTEE INTRO: 09/15/16, 09/29/16

Mark Ells gave the rationale.

Open Public Hearing seeing no one close Public Hearing.

Councilor Comments and Questions:

Do not see the need to create another committee just to answer one issue.

No need for committee but there is a need for space analysis. Add runners to the language. Peak times of the road can interfere with businesses. Areas impacted have no real safe passage without police escort. (The concerns were identified: infrastructures road for cars. Sidewalk for walkers, no place for runners or bikers – all of us are looking for other options as well) There is a need for education with safety.

Upon a motion duly made and seconded it was

ORDERED:

Section 1:

That Chapter 241 of the Town's Administrative Code of the Town of Barnstable be amended by adding the following new section creating a Bicycle and Pedestrian Advisory Committee

“§241-45.4.

A. Composition and Term of Office: There shall be a Bicycle and Pedestrian Advisory Committee consisting of five members, who shall be appointed by the Town Council. Members shall serve for terms of three years, so arranged that an equal number shall expire each year.

B. Authorities and Responsibilities: Assist and advise the Town and specifically the Director of the Department of Public Works and the Town Engineer to develop and recommend fiscally responsible policies that take into account and support non-motorized transportation in the Town of Barnstable; advise the respective public works and engineering departments and the Barnstable Police Safety Unit on how non-motorized users can be accommodated in street, highway, and open space projects while taking into account the impact of such recommendations on project affordability; promote bicycle pedestrian safety and education; promote bicycling and walking as a means of transportation, recreation, and fitness.

C. Interrelationships:

1. The Town Council: Bicycle and Pedestrian Advisory Committee interacts with the Town Council in matters of policy and implementation of its functions and recommendations under the provision of this section.

2. The Town Manager: Bicycle and Pedestrian Advisory Committee interacts with the Town Manager in matters relating to staff support and recommendations, funding and implementation of its functions under the provision of this section,

3. Other Boards: Bicycle and Pedestrian Advisory Committee meets, as necessary, with any multiple member board to effectuate its purpose.”

Section 2.

That Chapter 241 of the Town's Administrative Code of the Town of Barnstable Attachment 1 of the Code of the Town of Barnstable, Designations of Town Officers/Positions As "Special" for Purposes of the Conflict of Interest Law be amended by adding that the members of the Bicycle and Pedestrian Advisory Committee be designated special municipal employees by inserting the name of that committee in alphabetical order under the designation (a) multiple member bodies.

**VOTE: ROLL CALL – 4 YES (Chirigotis, Crocker (W), Rapp Grasseti, Wallace)
8 NO**

2017-019	APPOINTMENTS TO A BOARD/COMMITTEE/COMMISSION
INTRO: 09/29/16	

Upon a motion duly made and seconded it was

RESOLVED: That the Town Council appoint the following individuals to a multiple-member board/committee/commission: **COMPREHENSIVE FINANCIAL**

ADVISORY COMMITTEE: Allen Fullerton, 144 Pheasant Hill Circle, Cotuit, MA as a regular member to a term expiring 06/30/19. **HUMAN SERVICE COMMITTEE:** Christopher McMillan, 21 Fur Lane, Osterville, MA as a regular member to a term expiring 06/30/19; Heather Strassel, 430 Popponessett Road, Cotuit, MA as a regular member to a term expiring 06/30/19.

VOTE: REFER TO SECOND READING ON OCTOBER 6, 2016 – PASSES UNANIMOUS

2017-020	REAPPOINTMENTS TO A BOARD/COMMITTEE/COMMISSION
INTRO: 09/29/16	

A motion was duly made and seconded to

RESOLVED: That the Town Council reappoint the following individuals to a multiple-member board/committee/commission: **YOUTH COMMISSION:** Lianna Mitchell as a regular member to a term expiring 06/30/17; Matthew Hersey as a regular member to a term expiring 06/30/17.

VOTE: REFER TO SECOND READING ON OCTOBER 6, 2016 – PASSES UNANIMOUS

2017-021	ACCEPTANCE OF A FEDERAL FISCAL YEAR 2016 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) IN THE AMOUNT OF \$52,670 FROM THE U. S. DEPARTMENT OF JUSTICE
INTRO: 09/29/16	

Lieutenant Mike Clark, Police Officer gave the rationale.

A motion was duly made and seconded to

RESOLVED: That the Barnstable Town Council does hereby accept the Federal Fiscal Year 2016 Edward Byrne Memorial Justice Assistance Grant (JAG) Program Local from the U. S. Department of Justice in the amount of **\$52,670**.

VOTE: PASSES UNANIMOUS

2017-022 ACCEPTANCE OF A FEDERAL FISCAL YEAR 2016 BULLETPROOF VEST PARTNERSHIP GRANT IN THE AMOUNT OF \$12,000 FROM THE US DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS INTRO: 09/29/16

Lieutenant Mike Clark, Police Officer gave the rationale.

A motion was duly made and seconded to

RESOLVED: That the Barnstable Town Council does hereby accept Federal Fiscal Year 2016 Bulletproof Vest Partnership Grant from the United States Department of Justice, Office of Justice Programs in the amount of \$12,000.

THE GAVEL WAS HANDED TO VICE PRESIDENT ERIC STEINHILBER

VOTE: PASSES 11 YES – RAPP GRASSETTI ABSTAINED

THE GAVEL WAS HANDED BACK TO PRESIDENT JESSICA RAPP GRASSETTI

2017-023 APPROPRIATION ORDER \$16,810.00 COMMUNITY PRESERVATION FUNDS FOR HISTORIC PRESERVATION AND RESTORATION OF THE DOTTRIDGE HOMESTEAD PRESERVATION PROJECT (PHASE II), MAP 034 PARCEL 051, HISTORICAL SOCIETY OF SANTUIT & COTUIT, 1148 MAIN STREET, COTUIT, MA. INTRO: 09/29/16

A motion was duly made and seconded to

ORDERED: That pursuant to the provisions of the Community Preservation Act, G.L. c 44B, the sum of Sixteen thousand Eight hundred and Ten dollars **(\$16,810.00)** Dollars be appropriated and transferred from the amount set aside for historic preservation in the Community Preservation Fund to be expended for a portion of the preservation and restoration of the Dottridge Homestead, Map 034 Parcel 051, 1148 Main Street, Cotuit, including replacement of cedar shingles and corner boards on all sides of the house, a new bulkhead door, a new back door entry, restoration of the keeping room fireplace, window re-glazing and repair and a custom fence reproduction; and that the Town Manager is authorized to expend the amounts appropriated for the stated purposes contingent on satisfactory proof of private contributions of an additional **\$9,640.00** towards the total project cost of **\$26,450.00** and to obtain, execute and record an historic preservation restriction on behalf of the Town.

VOTE: REFER TO PUBLIC HEARING ON OCTOBER 20, 2016 – PASSES UNANIMOUS

**2017-024 ORDER TO APPROVE TERM OF CONTRACT CHANGE FOR
HYANNIS GOLF COURSE GOLF CARTS INTRO: 09/29/16**

A motion was duly made and seconded to

ORDERED: That the Town Council hereby supports the acceptance of a term of contract change under the Massachusetts General Law (MGL) 30B, Uniform Procurement Act, Section 12, paragraph(b), which would allow the Hyannis Golf Course Golf Cart contract to be extended from three (3) years to five (5) years.

VOTE: REFER TO SECOND READING ON OCTOBER 20, 2016 – PASSES UNANIMOUS

ADJOURNMENT:

Upon a motion duly made and seconded it was

VOTED to adjourn:

Adjourned at 10:10 PM

Respectfully submitted,

Janet E, Murphy
Assistant Town Clerk/Town of Barnstable

NEXT REGULAR MEETING: October 6, 2016

EXHIBITS:

- A. Town Manager's report
- B. Eversource's Grid Modernization Plan